



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450
www.uspto.gov

07 JUN 2007

Patrice A. King
Goodwin Proctor
103 Eisenhower Parkway
Roseland, NJ 07068

In re Application of : DECISION ON RENEWED
CHENG, et al. :
Application No.: 10/551,663 :
PCT No.: PCT/US04/10222 : PETITION UNDER
Int. Filing Date: 02 April 2004 :
Priority Date: 02 April 2003 : 37 CFR 1.47(a)
Atty. Docket No.: 102907-438-NP :
For: ADAPTIVE ENGINE LOGIC USED IN :
TRAINING ACADEMIC PROFICIENCY :
:

This decision is in response to the applicant's renewed petition under 37 CFR 1.47(a) filed 09 February 2007 and supplemented on 18 April 2007 in the United States Patent and Trademark Office (USPTO).

BACKGROUND

On 11 December 2006, applicant was mailed a decision dismissing applicant's petition under 37 CFR 1.47(a) to accept the application without the signature of joint inventor Joshua Levine. Applicant was afforded two months to file any request for reconsideration and advised that this period could be extended pursuant to 37 CFR 1.136(a).

On 09 February 2007, applicant filed the present renewed petition. The renewed petition was supplemented on 18 April 2007.

DISCUSSION

As detailed in the decision mailed 11 December 2006, a petition under 37 CFR 1.47(a) must be accompanied by (1) the fee under 37 CFR 1.17(g), (2) factual proof that the missing joint investor refuses to execute the application or cannot be reached after diligent effort, (3) a statement of the last known address of the missing inventor, and (4) an oath or declaration by each 37 CFR 1.47(a) applicant on his or her own behalf and on behalf of the non-signing joint inventor. Applicant previously satisfied items 1, 3 and 4.

With the filing of the present renewed petition and accompanying paperwork applicant has satisfied all of the items of concern from the decision mailed 11 December 2006.

For the reasons stated above, it is proper to grant applicant's renewed petition at this time.

CONCLUSION

For the reasons above, applicant's petition under 37 CFR 1.47(a) is **GRANTED**.

The application has an international filing date of 02 April 2004 under 35 U.S.C. 363; and will be given a date of **16 August 2006** under 35 U.S.C. 371 (c).

As provided in 37 CFR 1.47(c), a notice of the filing of this application will be forwarded to the non-signing inventors at their last known addresses of record.

A notice of the filing of the application under 37 CFR 1.47(a) will be published in the Official Gazette.

This application is being returned to the DO/EO/US for processing in accordance with this decision. Specifically, the mailing of a Notification of Acceptance (Form PCT/DO/EO/903).



Derek A. Putonen
Attorney Advisor
Office of PCT Legal Administration
Tel: (571) 272-3294
Fax: (571) 273-0459